

§ 2.1 Sections of part 1 applicable.

Sections 1.1 to 1.26 of this chapter are applicable to trademark cases except such parts thereof which specifically refer to patents and except § 1.22 to the extent that it is inconsistent with § 2.85(e), 2.101(d), 2.111(c) or § 2.162(d). Other sections of part 1 incorporated by reference or referred to in particular sections of this part are also applicable to trademark cases.

[51 FR 28709, Aug. 11, 1986]

§ 2.2 Definitions.

(a) *The Act* as used in this part means the Trademark Act of 1946, 60 Stat. 427, as amended, codified in 15 U.S.C. 1051 *et seq.*

(b) *Entity* as used in this part includes both natural and juristic persons.

[54 FR 37588, Sept. 11, 1989]

§ 2.6 Trademark fees.

The following fees and charges are established by the Patent and Trademark Office for trademark cases:

- (a) Trademark process fees.
 - (1) For filing an application, per class\$245.00
 - (2) For filing an amendment to allege use under section 1(c) of the Act, per class.....\$100.00
 - (3) For filing a statement of use under section 1(d)(1) of the Act, per class\$100.00
 - (4) For filing a request under section 1(d)(2) of the Act for a six-month extension of time for filing a statement of use under section 1(d)(1) of the Act, per class\$100.00
 - (5) For filing an application for renewal of a registration, per class\$300.00
 - (6) Additional fee for filing a renewal application made within three months after the expiration of the registration, per class.....\$100.00
 - (7) For filing to publish a mark under section 12(c), per class\$100.00
 - (8) For issuing a new certificate of registration upon request of assignee\$100.00
 - (9) For a certificate of correction of registrant's error\$100.00
 - (10) For filing a disclaimer to a registration\$100.00
 - (11) For filing an amendment to a registration\$100.00
 - (12) For filing an affidavit under section 8 of the Act, per class.....\$100.00

- (13) For filing an affidavit under section 15 of the Act, per class\$100.00
- (14) For filing a combined affidavit under sections 8 and 15 of the Act, per class.....\$200.00
- (15) For petitions to the Commissioner\$100.00
- (16) For filing a petition to cancel, per class.....\$200.00
- (17) For filing a notice of opposition, per class.....\$200.00
- (18) For ex parte appeal to the Trademark Trial and Appeal Board, per class.....\$100.00
- (19) Dividing an application, per new application (file wrapper) created\$100.00

(b) Trademark service fees.

- (1) For printed copy of registered mark, copy only
 - (i) Regular service\$3.00
 - (ii) Overnight delivery to PTO Box or overnight fax\$6.00
 - (iii) Expedited service for copy ordered by expedited mail or fax delivery service and delivered to the customer within two work days\$25.00
- (2) Certified or uncertified copy of trademark application as filed:
 - (i) Regular service.....\$15.00
 - (ii) Expedited local service.....\$30.00
- (3) Certified or uncertified copy of a trademark-related file wrapper and contents.....\$50.00
- (4) Certified copy of a registered mark, showing title and/or status:
 - (i) Regular service.....\$15.00
 - (ii) Expedited local service.....\$30.00
- (5) Certified or uncertified copy of trademark records, per document except as otherwise provided in this section\$25.00
- (6) For recording each trademark assignment, agreement or other paper relating to the property in a registration or application
 - (i) First property in a document\$40.00
 - (ii) For each additional property in the same document\$25.00
- (7) For assignment records, abstract of title and certification, per registration.....\$25.00
- (8) Marginal cost, paid in advance, for each hour of terminal session time, including print time, using T-Search capabilities, prorated for the actual time used. The Commissioner may waive the payment by an individual for access to T-Search upon a showing of need or hardship, and if such waiver is in the public interest.....\$40.00
- (9) Self-service copy charge, per page